

The Honorable John C. Coughenour  
The Honorable David W. Christel

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

COALITION TO PROTECT PUGET SOUND )  
HABITAT, *et al.*, )  
Plaintiffs, ) Case No. 2:21-cv-1685-JCC-DWC  
v. )  
UNITED STATES ARMY CORPS OF )  
ENGINEERS, *et al.*, )  
Defendants. )  
PROPOSED ORDER

Having reviewed the UNOPPOSED MOTION FOR VOLUNTARY REMAND filed by Defendants United States Army Corps of Engineers, *et al.*, and for good cause shown, that unopposed motion is GRANTED.

By this ORDER the Court HERBY:

(a) Remands to the Corps, without vacatur, the decision by the Corps' Northwestern Division that imposed conditions on, without suspending or revoking, the use of the 2021 NWP 48 in Washington State;

(b) Dismisses Claims 1-4 and 6 without prejudice; and

1                             (c) Gives the Plaintiffs leave within the 14-day period after the date of this Order  
2 to file a motion that seeks leave to file an amended complaint to add a claim or claims pertaining  
3 to Letters of Permission.

4                             Entered this 5th day of October 2023.

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6                             John C. Coughenour  
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8                             UNITED STATES MAGISTRATE DISTRICT JUDGE

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10                          Presented By:

11                          DAVID KAPLAN  
12                          Environmental Defense Section  
13                          Environment and Natural Resources Division  
14                          United States Department of Justice  
15                          P.O. Box 7611  
16                          Washington, DC 20044  
17                          (202) 514-0997  
18                          David.Kaplan@usdoj.gov

19                          AMANDA M. STONER  
20                          United States Department of Justice  
21                          Environment & Natural Resources Division  
22                          Natural Resources Section  
23                          P.O. Box 7611  
24                          Washington, DC 20044  
                                (202) 598-0881  
                                Amanda.Stoner@usdoj.gov

20                          MARK ARTHUR BROWN  
21                          Wildlife and Marine Resources Section  
22                          Environment and Natural Resources Division  
23                          United States Department of Justice  
24                          P.O. Box 7611  
                                Washington, DC 20044  
                                (202) 305-0204  
                                mark.brown@usdoj.gov  
                                Attorneys for U.S. Army Corps of Engineers et al.